



Federal Communications Commission  
Washington, D.C. 20554  
AUG 14 1997

96-18

The Honorable Sam Farr  
U. S. House of Representatives  
701 Ocean Street  
Santa Cruz, California 95060

Dear Congressman Farr:

Thank you for your letter of June 6, 1997, on behalf of your constituent, Robert Guidi, regarding the status of three 931 MHz paging applications filed by Mr. Guidi.

On February 20, 1997, the Commission released a Second Report and Order and Further Notice of Proposed Rule Making that adopted rules governing geographic area licensing for paging licenses and established competitive bidding procedures for those systems. Specifically, the Commission determined that all mutually exclusive applications for non-nationwide common carrier paging licenses and exclusive non-nationwide private carrier paging channels would be subject to competitive bidding procedures. The Commission also decided to dismiss all applications filed after July 31, 1996 and all pending mutually exclusive applications which could not be resolved under our pre-existing rules.

Assigning frequencies by auction helps deter fraud and speculation and ensures that this valuable public resource is assigned rapidly and efficiently to the parties who value it the most, rather than given away to the first party who files its application with the Commission. The Commission has stated its belief in other contexts (such as SMR) that auctions will minimize administrative or judicial delays in licensing, particularly in comparison to other licensing methods such as comparative hearings, lotteries (which are specifically prohibited by the statute if the service is auctionable), or "first-come, first-served" procedures.

These facts regarding the rulemaking proceeding are a matter of public record in the Commission's rules, orders, and public notices. If Mr. Guidi used an application preparation service and was not advised of these facts, he could be a victim of a fraudulent application investment scheme. The Commission, the United States Securities and Exchange Commission and the Federal Trade Commission are investigating fraudulent investment schemes involving paging and other wireless services. Generally, the perpetrators target unsophisticated investors and represent that paging licenses have a great value that can be recouped through subsequent sale. Investors also may be deceived or unaware of the obligations with which licensees must comply. Unfortunately, investors who are induced to file applications are often targeted a second time by different fraud perpetrators offering to construct the paging system. The FCC Call Center, 1-888-CALL-FCC (225-5322), will forward data from telemarketing fraud victims to the National Fraud Information Center where it is made available to law

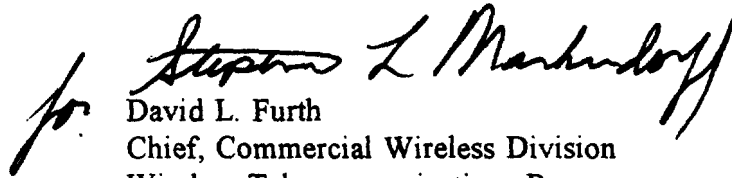
The Honorable Sam Farr

2.

enforcement personnel on a nationwide basis. We strongly recommend that Mr. Guidi call the FCC Call Center and provide the Call Center representative with information pertaining to the paging application investment. Additionally, Mr. Guidi may also wish to promptly contact his State Commission, State Attorney General or the National Fraud center directly at 1-800-876-7060.

Thank you for your inquiry.

Sincerely,

  
David L. Furth  
Chief, Commercial Wireless Division  
Wireless Telecommunications Bureau

SAM FARR  
17TH DISTRICT, CALIFORNIA

COMMITTEE ON AGRICULTURE  
SUBCOMMITTEES:  
LIVESTOCK, DAIRY AND POULTRY  
RESOURCE CONSERVATION, RESEARCH AND  
FORESTRY

COMMITTEE ON RESOURCES  
SUBCOMMITTEES:  
FISHERIES, WILDLIFE, AND OCEANS  
WATER AND POWER  
DEMOCRATIC REGIONAL WHIP

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-0517**

June 6, 1997

1117 LONGWORTH BUILDING  
WASHINGTON, DC 20515-0517  
(202) 225-2861

DISTRICT OFFICES  
380 ALVARADO STREET  
MONTEREY, CA 93940  
(408) 649-3555  
100 WEST ALISAL  
SALINAS, CA 93901  
(408) 424-2229  
701 OCEAN STREET  
ROOM 318  
SANTA CRUZ, CA 95060  
(408) 429-1976

Federal Communications Commission  
Office of Congressional Affairs  
1919 "M" Street, N.W.  
Washington, D.C. 20554

RE: Mr. Robert Guidi  
792 Paradise Canyon Road  
Prunedale, CA 93907

Dear Friends:

I am writing on behalf of the above-referenced constituent, who has contacted my office for some assistance. The concern or request is described on the attached document, and I would appreciate your office's assistance with this matter.

Would you, accordingly, please reply to me regarding the issues which this constituent has brought to my attention?

Your response can be sent to my office at 701 Ocean Street, Santa Cruz, California 95060, to the attention of Sallie Johnson. (FAX 408-429-1458.) Thank you for your assistance.

Sincerely,



SAM FARR  
Member of Congress

SF/sj

*PRB  
PR-Paging  
4055*

MEMO:  
May 29, 1997  
Monterey

FROM: PF

RE: Robert Guidi  
792 Paradise Canyon Road  
Prunedale, CA 93907  
728-0522

FCC/FTC

Open Case concerning licenses from the FCC

Mr. Guidi called on Friday, May 23 to say that he still has not had a response from the FCC regarding three licenses that he applied for. He believes that the FCC is not granting him the licenses because they are waiting for the conclusion of a court case that Mr. Guidi has with the FTC (case #96-0455 U.S. District Court).

Mr. Guidi would like the Congressman's assistance either getting the licenses that he applied for, or getting compensated for the money that he put out to apply for the licenses.

COMMITTEE ON AGRICULTURE  
SUBCOMMITTEES:  
DEPARTMENT OPERATIONS, NUTRITION,  
AND FOREIGN AGRICULTURE  
RISK MANAGEMENT AND SPECIALTY CROPS

COMMITTEE ON RESOURCES  
SUBCOMMITTEES:  
FISHERIES, WILDLIFE, AND OCEANS  
WATER AND POWER RESOURCES

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-0517**

October 29, 1996

WASHINGTON, DC 20515-0517  
(202) 225-2861

DISTRICT OFFICES  
380 ALVARADO STREET  
MONTEREY, CA 93940  
(408) 649-3555

100 WEST ALisal  
SALINAS, CA 93901  
(408) 424-2229

701 OCEAN STREET  
ROOM 318  
SANTA CRUZ, CA 95060  
(408) 429-1978

Mr. Robert Guidi  
792 Paradise Canyon Road  
Prunedale, California 93907

Dear Mr. Guidi:

I have received information in response to my inquiry on your behalf with the Federal Communications Commission (FCC).

Ms. Betty Johnson of the FCC called to report that paging licenses will not be granted until pending rulemaking proceedings are finalized. Ms. Johnson could not provide any time frame for that action.

I appreciate the opportunity of looking into this matter for you. Please let me know if there is anything I can do for you in the future.

Sincerely,



SAM FARR  
Member of Congress

SF/sj  
Enclosure

MEMO  
Monterey  
October 7, 1996

lc

RE: Mr. Robert Guidi  
792 Paradise Canyon Road  
Prunedale, CA 939907  
(W) 242-7928  
(h) 728-0522

#### FCC UPDATE ON LICENSES

Mr. Guidi would like the Federal Communications Commission to provide him with an update regarding his applications for three "931" licenses. Mr. Guidi previously contacted Mr. Farr regarding this matter, and was informed (in July, 1996) that there is a backlog of applications at the agency. He wonders if there has been any progress with his application since then.

## AUTHORIZATION FORM

I HEREBY AUTHORIZE SAM FARR, MEMBER OF CONGRESS, TO INVESTIGATE MY CASE WITH ALL NECESSARY AGENCIES IN ORDER TO ASSIST ME WITH MY SITUATION INVOLVING THE FEDERAL COMMUNICATIONS COMMISSION, AND TO HAVE ACCESS TO ANY FILES OR DOCUMENTS THAT MAY BE RELATED THERETO. BY SIGNING THIS FORM, I ALSO ACKNOWLEDGE THAT I UNDERSTAND THE INFORMATION I HAVE PROVIDED TO REPRESENTATIVE FARR WILL BE FORWARDED TO THE AGENCY OR AGENCIES LISTED ABOVE.

Robert G. Guidi  
Signature Robert Guidi

April 1, 1996  
Date

### PLEASE COMPLETE:

Name: Robert Gary Guidi

Address: 792 Paradise Canyon Road

Prunedale, CA 93907

Phone: (408) 728-0522 home (408) 242-7928 work  
home other

Social Security Number: 028-42-3569  
NONE

Other numbers (Alien Registration Number, Case Number, etc.)

Dear Congressman Farr,

Please look into the reason(s) why the three (3) Federal Communication Commission licenses for 931 MHz (megahertz) have not been issued. Application was made over one year ago through a filing company. The licenses should have been issued several months after applications were received. If there's a problem with the filing company please advise as to what Federal and/or State agencies should be contacted e.g. FBI, FCC, Dept. of Commerce, Consumer Affairs, State Attorney General so I can try to retrieve all monies.

Thank you for your assistance!

**IF YOUR ADDRESS CHANGES,  
PLEASE NOTIFY THIS OFFICE IMMEDIATELY.**

**Please do not make any changes to this form.**

-----  
For Office Use Only:  
Staff: lc

RECEIVED

BY:

PAGE NO. 1 OF 1

SPECIAL USE

FCC USE ONLY

TALLAHASSEE FL

(Read instructions carefully BEFORE proceeding.)

PAYOR INFORMATION

FCC ACCOUNT NUMBER

Did you have a number prior to this? Enter it.

(2) TOTAL AMOUNT PAID (dollars and cents)

1 7 3 3 7 1 2 3 1

\$

PAYOR NAME (If paying by credit card, enter name exactly as it appears on your card)

STREET ADDRESS LINE NO. 1

STREET ADDRESS LINE NO. 2

CITY

(7) STATE

(8) ZIP CODE

DAYTIME TELEPHONE NUMBER (Include area code)

(10) COUNTRY CODE (If not U.S.A.)

ITEM #1 INFORMATION

(A) NAME OF APPLICANT, LICENSEE, REGULATEE, OR DESTOR

FCC USE ONLY

Guidi, Robert Gary

(A) FCC CALL SIGN/OTHER ID

(12A) ZIP CODE

(14A) PAYMENT TYPE CODE

(15A) QUANTITY

(16A) FEE DUE FOR PAYMENT TYPE C IN BLOCK 14

(NEW)

93907

C M D

1

\$

(A) FCC CODE 1

(18A) FCC CODE 2

(A) ADDRESS LINE NO. 1

(20A) ADDRESS LINE NO. 2

(21A) CITY/STATE OR COUNTRY CODE

792 Paradise Canyon Road

Prunedale, CA

ITEM #2 INFORMATION

(B) NAME OF APPLICANT, LICENSEE, REGULATEE, OR DESTOR

FCC USE ONLY

(B) FCC CALL SIGN/OTHER ID

(12B) ZIP CODE

(14B) PAYMENT TYPE CODE

(15B) QUANTITY

(16B) FEE DUE FOR PAYMENT TYPE C IN BLOCK 14

(B) FCC CODE 1

(18B) FCC CODE 2

(B) ADDRESS LINE NO. 1

(20B) ADDRESS LINE NO. 2

(21B) CITY/STATE OR COUNTRY CODE

CREDIT CARD PAYMENT INFORMATION

(22)

MASTERCARD/VISA ACCOUNT NUMBER:

☐ Mastercard

EXPIRATION DATE:

Month

Year

☐ Visa

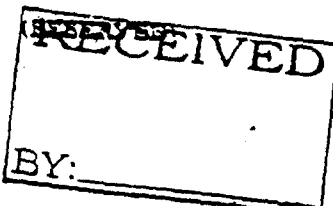
AUTHORIZED SIGNATURE

DATE

(23) I hereby authorize the FCC to charge my VISA or Mastercard for the service(s)/authorization(s) herein describe.

RF





(Read instructions carefully BEFORE proceeding.)

SPECIAL USE

FCC USE ONLY

## PAYOR INFORMATION

FCC ACCOUNT NUMBER

Did you have a number prior to this? Enter it.

(2) TOTAL AMOUNT PAID (dollars and

1 7 3 3 7 1 2 3 1

5

PAYOR NAME (If paying by credit card, enter name exactly as it appears on your card)

STREET ADDRESS LINE NO. 1

STREET ADDRESS LINE NO. 2

CITY

(7) STATE

(8) ZIP CODE

(9) DAYTIME TELEPHONE NUMBER (Include area code)

(10) COUNTRY CODE (If not U.S.A.)

## ITEM #1 INFORMATION

(11A) NAME OF APPLICANT, LICENSEE, REGULATEE, OR DEBTOR

FCC USE ONLY

Guidi, Robert Gary

(12A) FCC CALL SIGN/OTHER ID

(13A) ZIP CODE

(14A) PAYMENT TYPE CODE

(15A) QUANTITY

(16A) FEE TO  
PAYMENT  
IN BLOCK 14  
S

(NEW)

93907

C

M

D

1

S

(17A) FCC CODE 1

(18A) FCC CODE 2

(19A) ADDRESS LINE NO. 1

(20A) ADDRESS LINE NO. 2

(21A) CITY/STATE OR COUNTRY CODE

792 Paradise Canyon Road

Prunedale, CA

## ITEM #2 INFORMATION

(11B) NAME OF APPLICANT, LICENSEE, REGULATEE, OR DEBTOR

FCC USE ONLY

(12B) FCC CALL SIGN/OTHER ID

(13B) ZIP CODE

(14B) PAYMENT TYPE CODE

(15B) QUANTITY

(16B) FEE TO  
PAYMENT  
IN BLOCK 14  
S

(17B) FCC CODE 1

(18B) FCC CODE 2

(19B) ADDRESS LINE NO. 1

(20B) ADDRESS LINE NO. 2

(21B) CITY/STATE OR COUNTRY CODE

## CREDIT CARD PAYMENT INFORMATION

(22)

MASTERCARD/VISA ACCOUNT NUMBER:



Mastercard

EXPIRATION DATE:



Visa

Month

Year

AUTHORIZED SIGNATURE

DATE

(23) I hereby authorize the FCC to charge my VISA or Mastercard for the service(s)/authorization(s) herein describe.

## FCC REMITTANCE ADVICE

Expires 12/31/99

PAGE NO. 1 OF 1

RECEIVED

BY:

SPECIAL USE

FCC USE ONLY

CORPUS CHRISTI TX

(Read instructions carefully BEFORE proceeding.)

## PAYOR INFORMATION

(1) FCC ACCOUNT NUMBER

Did you have a number prior to this? Enter it:

(2) TOTAL AMOUNT PAID (dollars and cents)

7 | 1 | 7 | 3 | 3 | 7 | 1 | 2 | 3 | 1

\$

(3) PAYOR NAME (If paying by credit card, enter name exactly as it appears on your card)

(4) STREET ADDRESS LINE NO. 1

(5) STREET ADDRESS LINE NO. 2

(6) CITY

(7) STATE

(8) ZIP CODE

(9) DAYTIME TELEPHONE NUMBER (Include area code)

(10) COUNTRY CODE (If not U.S.A.)

## ITEM #1 INFORMATION

(11A) NAME OF APPLICANT, LICENSEE, REGULATEE, OR DEBTOR

FCC USE ONLY

Guidi, Robert Gary

(12A) FCC CALL SIGN/OTHER ID

(13A) ZIP CODE

(14A) PAYMENT TYPE CODE

(15A) QUANTITY

(16A) FEE DUE FOR  
PAYMENT TYPE CC  
IN BLOCK 14

(NEW)

93907

C

M

D

1

\$

(17A) FCC CODE 1

(18A) FCC CODE 2

(19A) ADDRESS LINE NO. 1

(20A) ADDRESS LINE NO. 2

(21A) CITY/STATE OR COUNTRY CODE

792 Paradise Canyon Road

Prunedale, CA

## ITEM #2 INFORMATION

(11B) NAME OF APPLICANT, LICENSEE, REGULATEE, OR DEBTOR

FCC USE ONLY

(12B) FCC CALL SIGN/OTHER ID

(13B) ZIP CODE

(14B) PAYMENT TYPE CODE

(15B) QUANTITY

(16B) FEE DUE  
PAYMENT TYPE  
IN BLOCK 14

(17B) FCC CODE 1

(18B) FCC CODE 2

(19B) ADDRESS LINE NO. 1

(20B) ADDRESS LINE NO. 2

(21B) CITY/STATE OR COUNTRY CODE

## CREDIT CARD PAYMENT INFORMATION

(22) MASTERCARD/VISA ACCOUNT NUMBER:

☐ Mastercard

EXPIRATION DATE:

☐ Visa

Month Year

AUTHORIZED SIGNATURE

DATE

(23) I hereby authorize the FCC to charge my VISA or Mastercard  
for the service(s)/authorization(s) herein describe.

KIP

MEMO  
Monterey  
March 13, 1996

FROM: lc

RE: Mr. Robert Guidi  
792 Paradise Canyon Road  
Prunedale, CA 93907  
728-0522

#### STATUS OF "931 LICENSE"/FCC APPROVAL NEEDED

Mr. Guidi would like Congressman Farr to find out the status of his application to obtain three "931" licenses. These particular licenses are exclusive, meaning each license is issued to one individual only. They are primarily used for purposes of gaining various frequencies for beepers/pagers and cell phones. Mr. Guidi paid Bell Connections, a private company, \$9000 in March of 1995 to help him obtain the licenses. The company submitted his application for him to the FCC. Mr. Guidi received correspondence from the FCC in January 1996, which stated that he would receive further details about his application earlier this month. He has not yet received any additional correspondence from the agency.

Mr. Guidi believes that all applications may have been frozen due to a federal investigation. He would like to know if processing of the applications have resumed. If, in fact they are currently processing these applications, he would like to know the status of his paperwork.

AUTH SENT (he will provide his social security number and case/application number on the Auth)